

GOVERNMENT OF TALANGANA
ABSTRACT

Forest Conservation Act – Diversion of additional 52.60 Ha (38.90 Ha in Garlapet RF of Kaghaznagar & 13.70 Ha in Garlapet & Samela RFs of Bellampalli Division) of forest land (in addition to 176.66 Ha already diverted + 12.54 Ha for which Stage – I approval has been accorded) in favour of Executive Engineer, PD, Asifabad, for earthwork excavation of L.F. Main Canal under Sri Komaram Bheem (Pedda Vagu) Project – Final (stage-II) approval – Accorded.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No.8

Dated.24 .02.2015.

Read the following:

1. From PCCF, A.P, Hyderabad, Lr.Rc.No.45034/2006-F1, Dt; 01.11.2010
2. State Govt. Lr.No.9094/For.I(1)/2010, dated: 1.2.2011 and 18-2-2012.
3. From GoI, MoEF, New Delhi, Lr.F.No.8-88/2001-FC (Vol.I), Dated: 7-6-2013.
4. From PCCF, Telangana, Hyd., Lr.Rc.No.45034/06-FCA-1 /TS, dated: 08-08-2014.
5. State Govt. Lr.No.9094/For.I(1)/2010, dated: 4.9.2014.
6. From GoI, MoEF, New Delhi, Lr.No. Lr.F.No.8-88/2001-FC (Vol.I), Dated: 5-1-2015.

ORDER

In his letter 1st read above, the Prl. Chief Conservator of Forests, A.P., Hyderabad has furnished proposal for Diversion of additional 52.60 Ha (38.90 Ha in Garlapet RF of Kaghaznagar & 13.70 Ha in Garlapet & Samela RFs of Bellampalli Division) of forest land (in addition to 176.66 Ha already diverted + 12.54 Ha for which Stage – I approval has been accorded), in favour of Executive Engineer, PD, Asifabad, for earthwork excavation of L.F. Main Canal under Sri Komaram Bheem (Pedda Vagu) Project.

2. In the letter 2nd read above, the proposal in para-1 above was forwarded to Government of India, Ministry of Environment & Forests, New Delhi for granting approval under section -2 of the Forest (C) Act, 1980.

3. In their letter 3rd read above, the Ministry of Environment & Forests, GoI, have granted in-principle (Stage-I) approval for the above proposal, subject to fulfillment of the conditions stipulated therein.

4. In the letter 5th read above, Government of Telangana have sent the report of compliance on the conditions stipulated by Government of India, as submitted by the Prl. Chief Conservator of Forests, Telangana State, Hyderabad in his letter 4th read above, to the Ministry of Environment & Forests, New Delhi for according necessary approval.

5. In their letter 6th read above, the Central Government have granted final approval for the proposal in para 1 above, under Section 2 of the Forest (C) Act, 1980, subject to the conditions stipulated therein.

6. Accordingly, Government hereby accord **final (Stage-II)** approval for diversion of additional 52.60 Ha (38.90 Ha in Garlapet RF of Kaghaznagar & 13.70 Ha in Garlapet & Samela RFs of Bellampalli Division), forest land (in addition to 176.66 Ha forest land already diverted + 12.54 Ha for which Stage – I approval has been accorded) in favour of Executive Engineer, Project Division, Asifabad for earthwork excavation of L.F. Main Canal under

Sri Komaram Bheem (Pedda Vagu) Project under section-2 of the Forest Conservation Act, 1980, subject to the following conditions:-

- i. Legal status of the diverted forest land shall remain unchanged;
- ii. State Government shall create and maintain from funds realized from the user agency compensatory afforestation over the non-forest land equal in extent to the forest land being diverted transferred and mutated in favour of the State Forest Department;
- iii. The non-forest land identified for raising compensatory afforestation shall be transferred and mutated in favour of the State Forest Department before issue of the Stage-II clearance;
- iv. The non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation, shall be declared as Reserved Forest under Section-4 of the Indian Forest Act, 1927 or under the relevant Section of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section 4 or Section 29 of the Indian Forest Act, 1927, or under the relevant section of the local Forest Act local forest as the case may be, to this Ministry for information and record;
- v. The State Government shall realize from the user agency the additional amount of NPV, if so determined, as per the final decision of the Hon'ble Supreme Court of India and transfer the same to the Ad-hoc CAMPA under intimation to this Ministry;
- vi. Project proponent shall obtain Environmental Clearance before initiating work on the project;
- vii. State Government shall raise penal compensatory afforestation, from the funds already realized from the user agency, over degraded forest land five times in extent to the 2.87 hectares of forest land utilized for digging a portion of the left main canal without obtaining prior approval of Central Government under the Forest (Conservation) Act, 1980;
- viii. The State Government shall not seek prior approval of Central Government under the Forest (Conservation) Act, 1980 for diversion of forest land for the said project or any of its subsidiary, for whatsoever use / purpose / reason;
- ix. Felling of trees on the forest land being diverted shall be reduced to the bare minimum and the trees should be felled under strict supervision of the State Forest Department;
- x. User agency shall undertake afforestation along periphery of the reservoir;
- xi. State Government and the User agency shall ensure that the trees available between Full reservoir level (FRL) and FRL-4 meters are not felled;
- xii. User agency shall provide free water for the forestry related projects;
- xiii. State Government of the Telangana and the User Agency shall undertake Rehabilitation and Resettlement (R & R) of the project affected families, if any, in a time bound and transparent manner;
- xiv. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

- xv. No labour camp shall be established on the forest land;
 - xvi. Forest land shall not be used for any purpose other than that specified in the proposal and under no circumstances be transferred to any other agency, department or person.
 - xvii. User agency shall provide alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearly forest areas;
 - xviii. The boundary of the diverted forest land, shall be demarcated on ground at the project cost, by erecting four feet high reinforced cement concrete pillars, each inscribed with its serial number, forward and back bearing and distance from pillar to pillar.
 - xix. Any other condition that the concerned Regional Office of this Ministry may stipulate, from time to time, in the interest of conservation, protection and development of forests & wildlife;
 - xx. User agency shall submit the annual report on compliance to conditions stipulated in the approval to the to the State Government and concerned Regional Office of this Ministry; and
 - xxi. User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;
7. The Prl. Chief Conservator of Forests, Telangana State, Hyderabad shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

RAJESHWAR TIWARI
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Prl. Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Executive Engineer, I&CAD Dept., Project Division, Asifabad,
Adilabad Dist.

The Director, Government of India, Ministry of Environment, Forests &
Climate Change, Indira Paryavaran Bhavan, Aliganj, Jorbagh Road,
New Delhi – 110003.

The Addl. Prl. Chief Conservator of Forests (C), Government of India,
Ministry of Environment & Forests, Regional Office (South Eastern
Zone), 1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai – 600034 (w.e)

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//FORWARDED :: BY ORDER//

SECTION OFFICER